



**MEETING OF CITY COUNCIL
FRISCO CITY HALL
GEORGE A. PUREFOY MUNICIPAL CENTER
COUNCIL CHAMBERS
6101 FRISCO SQUARE BLVD.
FRISCO, TEXAS 75034**

5:00 PM

TUESDAY, APRIL 4, 2023

ACTION SUMMARY

*The Action Summary is intended to inform the public of City Council actions taken and/or voting results on agenda items of the most recent City Council Meeting. More descriptive and complete minutes will be posted as soon as they are available. Please remember that this Draft Action Summary is **ONLY** a draft; the final minutes are typically scheduled to be approved at the next regularly scheduled City Council Meeting.*

CALL TO ORDER – 5:23 P.M.

1. ROLL CALL

Mayor	Jeff Cheney	Present
Mayor Pro-Tem	John Keating	Present (arrived @ 5:24 p.m.)
Deputy Mayor Pro-Tem	Angelia Pelham	Present
Council Member	Tammy Meinershagen	Present
Council Member	Bill Woodard	Present
Council Member	Laura Rummel	Present
Council Member	Brian Livingston	Present

Representing Staff: Wes Pierson, City Manager; Henry Hill, Deputy City Manager; Ben Brezina, Assistant City Manager; Kristi Morrow, City Secretary; Julie Davidson, Deputy City Secretary; Richard Abernathy, City Attorney; Ryan Pittman, City Attorney; Department Directors; and other Staff members.

CLOSED SESSION

2. Recess into Closed Session in compliance with Section 551.001 et. seq. Texas Government Code, to wit; **RECESSED AT 5:25 P.M.**
 - A. Section 551.071. Meeting with City Attorney regarding a matter(s) in which the duty of the City Attorney under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas conflicts with the Open Meetings Act regarding:
 - i. Receive legal advice regarding referendum process and procedure under the City Charter.
 - ii. Receive legal advice regarding waiving privileges to Public Information Requests.
 - iii. Receive legal advice regarding a request to repeal Ordinance No. 09-04-17 consisting of 36.2± acres on the southeast corner of Dallas Parkway and Warren Parkway (“Property”), to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended), to rezone the Property as Planned Development-Office-2/Retail/Residential. Zoned Planned Development-196-Mixed Use. Neighborhood #35. Zoning Case No. Z22-0017.
 - B. Section 551.072. To deliberate the purchase, exchange, lease, or value of real property located:
 - i. North of Stonebrook Parkway, west of Dallas North Tollway, east of Legacy Drive, and south of Main Street.
 - ii. North of State Highway 121, west of Preston Road, east of Dallas North Tollway, and south of Warren Parkway.
 - iii. North of Stonebrook Parkway, west of Preston Road, east of Dallas North Tollway, and south of Main Street.
 - C. Section 551.087. Deliberation regarding commercial or financial information that the City has received from a business prospect or to deliberate the offer of a financial or other incentive to a business prospect.
3. Reconvene into Regular Session and take any action necessary as a result of the Closed Session. **RECONVENED AT 6:58 P.M. / ACTION WAS TAKEN REGARDING AGENDA ITEM #2 A. (ii). CITY COUNCIL AUTHORIZED THE CITY MANAGER TO RELEASE THE SECOND INVESTIGATIVE REPORT DATED SEPTEMBER 1, 2022, CONCERNING FORMER FIRE CHIEF MARK PILAND / APPROVED 5 – 0**

INVOCATION

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

4. Child Abuse Prevention Month (Frisco PD)
5. Food Waste Prevention Week (Frisco Env. Services)
6. Council comment or acknowledgement of proclamations issued by the Mayor.

REPORTS

7. Recognition for the City of Frisco - "Music Friendly Texas Designation" (Office of the Governor's Texas Music Office, Visit Frisco, and City Council.)
8. Parks and Recreation Recognition of Awards - TRAPS Rodeo Winners and CAPRA Re-accreditation Awarded.
9. Parks and Recreation report on activities related to arts, culture, events, park development and operations, natural resources, and recreation services.
10. Library Report on monthly statistics and activities.
11. Engineering Services Monthly Report on planning, design, and construction of roadways, traffic control, water utilities, parks, and trails.
12. Public Works Monthly Report on water production, service requests, and storm water updates.
13. Council Subcommittee reports for current activities of the Legislative Committee, Governance Committee, Budget and Audit Committee, Frisco Square Management District, Dallas Regional Mobility Commission, North Central Texas Emergency Preparedness Committee, Frisco Veterans Advisory Committee, North Texas Commission, and Regional Transportation Council.

CITIZEN INPUT (to begin approximately at 7:30 p.m.)

CONSENT AGENDA

(Items placed on the Consent Agenda are considered routine in nature and are considered non-controversial. The Consent Agenda can be acted upon in one motion. A majority of the Council is required to remove any item for discussion and separate action. Council members may vote nay on any single item without comment and may submit written comments as part of the official record.)

PULLED ITEM #25 / 6 – 0

APPROVED ITEMS #14 – #24 AND #26 – #32 / 6 – 0

APPROVED ITEM #25 / 6 – 0

14. Consider and act upon approval of Minutes. (CSO/KM)

- A. Consider and act upon the approval of the March 21, 2023, City Council Work Session Meeting Minutes. (CSO/KM)
- B. Consider and act upon the approval of the March 21, 2023, Regular City Council Meeting Minutes. (CSO/KM)
- 15. Consider and act upon authorizing the City Manager to execute a Master Agreement by and between the City of Frisco and Schaumburg & Polk, Inc. for on-call professional engineering services. (Public Works/DC)
- 16. Consider and act upon authorizing the City Manager to execute a Master Agreement by and between the City of Frisco and Freese and Nichols, Inc. for professional services related to Stewart Creek, Contract Number 2023-002. (Engineering/MD)
- 17. Consider and act upon authorizing the City Manager to execute a Standard Form Agreement by and between City of Frisco and AUI Partners, LLC for construction services for downtown parking improvements. (Engineering/DC)
- 18. Consider and act upon authorizing the City Manager to execute a Development Agreement by and between the City of Frisco and Simply Storage Stonebrook, LLC. on one lot on 6.3± acres on the east side of FM 423, 330± feet south of Old Newman Road. (Development Services/SP)
- 19. Consider and act upon authorizing the City Manager to execute a Professional Services Agreement with Halff Associates, Inc. to provide design services for bridge repairs at Taychas Trail. (Parks and Recreation/DF)
- 20. Consider and act upon authorizing the City Manager to execute a Professional Services Agreement by and between the City of Frisco and IDEO, LP, a Delaware limited partnership, to design a vision for the Grand Park project. (Parks and Recreation/SC)
- 21. Consider and act upon authorizing the City Manager to execute an Interlocal Agreement by and between the City of Frisco Police Department and the University of North Texas Police Department. (Police/MC)
- 22. Consider and act upon authorizing the City Manager or his designee to execute Change Order Number Twelve with Thos. S. Byrne, Inc., dba Byrne Construction Services, for the Frisco Public Library adaptive reuse construction project. (CMO/DF)
- 23. Consider and act upon adoption of a Resolution ratifying the City Manager's submission of an application for a Federal Emergency Management Agency (FEMA) FY22 Staffing for Adequate Fire and Emergency Response (SAFER) Grant. (Fire/LG) **RESOLUTION 2023-04-13R**

24. Consider and act upon adoption of an Ordinance revising the City of Frisco nepotism and vacation policies. (Human Resources/LS)
ORDINANCE 2023-04-18
25. Consider and act upon a request to call a Public Hearing to repeal and replace Ordinance No. 06-02-13 consisting of a Special Use Permit for a Private Street neighborhood on 332.88± acres north and south of Courtland Drive and west of Rock Creek Park. (Development Services/SSS)
26. Consider and act upon award of Request for Qualifications #2209-102 Comprehensive Plan Update to Freese and Nichols, Inc. and authorizing the City Manager to execute an agreement for these services.
(Development Services/DF)
27. Consider and act upon award of Best Value Bid #2301-041 Panther Creek and Lebanon Road Pavement Reconstruction to XIT Paving and Construction, Inc. and authorizing the City Manager to execute an agreement for these services.
(Public Works/DF)
28. Consider and act upon approval of a purchase order increase with Legacy Contracting, LP for pump equipment repair and maintenance during FY 2023.
(Public Works/DF)
29. Consider and act upon approval of a purchase order increase to Netsync Network Solutions for hardware licensing and other Cisco equipment during FY 2023.
(Information Technology/DF)
30. Consider and act upon approval of a purchase order to Flymotion for the purchase of an unmanned aircraft system and accessories for the Fire Department.
(Fire/DF)
31. Consider and act upon rejection of all bids for Competitive Sealed Bid #2301-040 Stream Gauge Components. (Public Works/DF)
32. Consider and act upon whether to direct Staff to submit a written notice of appeal on behalf of the City Council to Development Services, pursuant to Subsection 6.19 of the Zoning Ordinance and/or Section 4.02 of the Subdivision Ordinance, regarding action taken by the Planning and Zoning Commission on any site plan or plat. Any written notice of appeal must be submitted to Development Services.
(Development Services)

LEGISLATIVE AGENDA

(These items may legally require Council Action, but by Council Policy should be the City Manager's responsibility. The Legislative Agenda can be acted upon in one motion. The concurrence of two council members is required to remove any item for separate discussion and action. Council members may vote nay on any single item without comment and may submit written comments as part of the official record.)

APPROVED ITEM #33 / 6 – 0

33. Consider and act upon adoption of an Ordinance amending Frisco's Code of Ordinances, Ordinance No. 06-03-31, Chapter 78 (Streets, Sidewalks, and other Public Property), Article XI (Design Manual for the installation of networks nodes and node support poles); modifying certain regulations included within the design manual for the installation of the network nodes and node support poles pursuant to Chapter 284 of the Texas Local Government Code. (Public Works/DF)
ORDINANCE 2023-04-19

REGULAR AGENDA

34. Public Hearing: A request for a Specific Use Permit for a Mini-Warehouse/Self-Storage facility on one lot on 6.3± acres on the east side of FM 423, 330± feet south of Old Newman Road ("Property"), and to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended) and to consider and act to direct Staff to prepare an Ordinance of the same. Zoned Commercial-1 with a Specific Use Permit (S-171) for a Self-Storage Facility. Neighborhood #42. Zoning Case No. SUP22-0002. Applicant: Simply Storage Stonebrook, LLC. (Development Services/SP) **APPROVED 5 – 1**
35. Public Hearing: A request to repeal Ordinance No. 17-12-85 consisting of 251.2± acres on the southwest corner of Dallas Parkway and John Hickman Parkway ("Property"), to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended), to rezone the Property as Planned Development-Retail/Office-2/Residential (PD-244), and to consider to direct Staff to prepare an Ordinance of the same. Zoned Planned Development-244-Retail/Office-2/Residential. Neighborhood #31. Zoning Case No. Z22-0024. Applicant: Kimley-Horn and Associates, Inc. (Development Services/JH) **APPROVED 6 – 0**
36. Public Hearing: A request to repeal Ordinance No. 09-04-17 consisting of 36.2± acres on the southeast corner of Dallas Parkway and Warren Parkway ("Property"), to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended), to rezone the Property as Planned Development-Office-2/Retail/Residential, and to consider to direct Staff to prepare an Ordinance of the same. Zoned Planned Development-196-Mixed Use. Neighborhood #35. Zoning Case No. Z22-0017. Applicant: City of Frisco. Tabled 01/03/2023, 02/07/2023, and 03/07/2023. (Development Services/JH) **TABLED ITEM #36 UNTIL THE MAY 2, 2023, REGULAR CITY COUNCIL MEETING / 6 – 0**
37. Consider and act upon accepting the resignation of Fernando Santana from Place 2, Hotel 2, on the Visit Frisco Board. (CSO/KM) **APPROVED 6 – 0**
38. Consider and act upon appointment of an individual to fill a vacancy for Place 2, Hotel 2, on the Visit Frisco Board for a term ending on September 30, 2024. (CSO/KM) **APPROVED 6 – 0**

MAHER JALLAD WAS APPOINTED

39. City Council discussion with City Staff concerning any actions required by City Staff as a result of any item on tonight's agenda.

ITEM #36 WAS TABLED UNTIL THE MAY 2, 2023, REGULAR CITY COUNCIL MEETING.

40. Discussion on Governance Monitoring of present City Council Meeting.

ADJOURN – 8:14 P.M.

*Please note these are preliminary results and are not official until approved at the next scheduled meeting.
Approved/signed minutes are available at <https://agenda.friscotexas.gov/OnBaseAgendaOnline/>.*